

156233

Riverport Terminal and Fleeting Company

SUITE 1725 • 200 NORTH BROADWAY • ST. LOUIS, MISSOURI 63102-2706 • (314) 201-0533

June 2, 1986

Mr. Bruce Carlson
Illinois EPA Enforcement Section
2200 Church Hill Road
Springfield, Illinois 62706

Re: EPA Consent Agreements

Dear M. Carlson:

Pursuant to instructions from our attorney, Frank L. Pellegrini, I am enclosing Consent Agreements allowing your agency to enter upon properties owned by our company.

Should you have any questions, please contact Frank Pellegrini.

Very truly yours,

Richard D. Burke
Executive Vice President

RDB:pal

Enclosures

CONSENT AGREEMENT FOR ENTRY AND
REMOVAL OR REMEDIAL ACTION

1. Riverport Terminal and Fleeting, Inc. (hereinafter referred to as "Riverport") is the owner of property in St. Clair County, Illinois which is located approximately as shown in the shaded area on the attached map (Tax Parcel No. 1-27-400-015).

2. The undersigned, as authorized agent for Riverport hereby authorizes and consents to the entry upon the real estate described above by officers, employees, authorized representatives, or contractors of the State of Illinois, upon showing of proper identification, for such actions as are necessary or appropriate to carry out the purposes of the Environmental Protection Act, Ill. Rev. Stat. 1985, ch. 111 1/2, pars. 1001 et seq., as amended (hereinafter the "Act"), and the rules and regulations of the Illinois Pollution Control Board. Such actions may include, but are not limited to, the following:

- a). Gathering of general information about the site and site mapping;
- b). Placement of identification markers;
- c). Installation of soil gas monitoring equipment and subsequent sampling;
- d). Geophysical study to help define site geology and the occurrence of contamination;
- e). Hydrogeological study expected to involve:

- i). boring of test wells and holes;
 - ii). drilling and installation of a network of monitoring wells;
 - iii). evaluation of aquifer flow characteristics and conduct of groundwater sampling and analysis utilizing the wells mentioned in (ii) above and any appropriate existing on-site wells;
- f). Ambient air study to determine the extent and/or potential for atmospheric contamination;
- g). Surface water study to determine the extent and/or potential for contamination of surface waters expected to involve sampling and analysis of surface waters and sediment; and
- h). Soil study to determine the extent of soil contamination expected to involve sampling and analysis of soils collected under a depth stratified sampling program.

3. Riverport agrees that this Consent Agreement shall remain in effect for a period of one year from the date of signature.

4. This consent is granted in consideration of the State of Illinois' responsibility to perform environmental assessment, response action, and remedial action pursuant to the Act and the rules and regulations adopted by the Illinois Pollution Control Board.

5. Riverport certifies that this Consent Agreement is entered into voluntarily and without coercion and that the authorizations contained herein are not granted in consideration of release of claims which the State of Illinois may have against it.

6. Riverport agrees that any claims which may arise against the State of Illinois or its officers, employees, authorized representatives, or contractors in the course of performing the actions described above, or by reason of any monitoring equipment or wells being located on the premises pursuant to this Consent Agreement shall be subject to the Illinois Court of Claims Act. Ill. Rev. Stat. 1985, ch. 37, pars. 439 et seq., as amended.

DATE: 6/2/86
PRINTED NAME: Richard D Burke
TITLE: Executive Vice President
ADDRESS: Suite 1725
200 N BROADWAY ST LOUIS MO 63102
PHONE: 314 421 1153
SIGNATURE OF AUTHORIZED
AGENT FOR RIVERPORT: Richard D Burke

May 5, 1986

Mr. Bruce L. Carlson
Staff Attorney
Enforcement Programs
Division of Land Pollution Control
Illinois Environmental Protection Agency
2200 Churchill Road
Springfield, Illinois 62706

RE: SAUGET/SAUGET SITES
(RIVERPORT TERMINAL AND FLEETING, INC.)
ST. CLAIR COUNTY
LPC 1630200005

Dear Bruce:

In reference to your letter of April 3, 1986, I still have some concern regarding the settlement agreement and the mechanism by which Riverport will be named as an insured on the policy purchased by Ecology and Environment, Inc.

Also, I am made to understand that you have sent another letter requesting an agreement from Eagle Marine Industries as our office represents Eagle Marine also, and since it is a company also involved with basically the same principals as Riverport, I would appreciate you contacting me by phone so that we hopefully may finalize the Riverport contract, and hopefully at the same time enter into the same format for Eagle Marine Industries.

I would appreciate hearing from you at your earliest possible convenience.

Very truly yours,

Frank L. Pellegrini

FLP/db

cc: Richard D. Burke

Sauget

Sanitary Development & Research Association

10 MOBILE STREET
SAUGET, ILLINOIS 62201

January 13, 1988

Mr. Richard D. Burke
Eagle Marine Industries
200 North Broadway
St. Louis, MO 63102

Dear Sir:

The Illinois Environmental Protection Agency has retained Ecology and Environment, Inc., to study various sites in the Sauget area. This study is apparently directed at attempting to place these sites on the National Priorities List (Superfund) and is nearing completion.

As you or your company appears to have an interest in one or more of these sites through your past operations or property ownership, we are inviting you to attend a management briefing at 1:00 p.m. on Thursday, January 28, at the Sauget Village Hall, 2897 Falling Springs Road, Sauget, Illinois. The meeting will be held in the second floor meeting room and include a management briefing by Mr. David Miller, principal, of Geraghty & Miller, Inc., Groundwater Consultants, and Dr. James W. Patterson, Environmental Consultant. Mr. Richard Kissel of Martin, Craig, Chester and Sonnenschein will review possible legal implications.

The purpose of this meeting is to inform you of the status of this study and to form the Sauget Industrial Association for the purpose of monitoring this study in the future. Specific subgroups could of course be formed to deal with specific sites should the need arise in the future.

We hope you will be able to join us for this informative meeting. Please RSVP to Bonnie Johnson, 618/337-7060, by Monday, January 25.

Sincerely,



Warren L. Smull

/bjj

Detail of Lot 120 in
Catharine Summers and Sub.

